

VILLAGE OF BREWSTER
BOARD OF TRUSTEES
20 August 2014
Regular Meeting
Minutes

The Board of Trustees of the Village of Brewster held a Regular Meeting at 7:30 PM on 20 August 2014 at Village Hall, 50 Main Street, Brewster, New York 10509.

Attendees:

Mayor:

Deputy Mayor and Trustee: Christine Piccini

Trustees; Tom Boissonnault, Mary Bryde, Terri Stockburger

Village Engineer: John Folchetti

Village Counsel: Anthony Molé,

Clerk & Treasurer: Peter Hansen

Village Police: John Del Gardo

Absent:

James Schoenig

Pledge to flag.

Notation of Exits

Regular Meeting

Deputy Mayor Piccini motions to open the regular meeting, Trustee Bryde 2nd all in favor 4 to 0.

1. Iglesia Fuente de Gracia parade permit application – Deputy Mayor Piccini motions to table this item until a representative arrives, Trustee Stockburger 2nd all in favor 4 to 0..
2. 85-87 Oak Street (Almond) appeal of Water & Sewer Arrears – Aurisicchio – Ray Nicotera, attorney for the Almond's, provides an overview of the living accommodations relative to the alleged water and sewer billing calculations. Mr. Nicotera reviewed the calculations with Clerk Hansen and notes there are corrections to the worksheets needed. Mr. Nicotera notes the handwritten log of meter readings provided for this effort. The Almonds have been paying about \$1,200 per year for water and sewer. Mr. Nicotera questions why anyone would buy a home here if the water and sewer rates are so high, in fact higher than the taxes. Was there a resolution from the Board of Trustees directing the action of sending the retroactive billing? Counsel Molé says there was a motion to release the billing which is equivalent to a resolution for this matter. Counsel Molé suggests the Board stay the collection until the review is complete. Trustee Stockburger motions to stay the collection efforts at this time while the billing is under review. Mr. Nicotera requests the individual meter sheets. The family requests a typical family usage be compared to the recorded usage. Are there errors in programming and usage in this property and others in the village? Mr. Nicotera requests that Counsel Molé and Clerk Hansen meet with him as the information unfolds.
3. Monthly Reports
 - 3.1. Engineer's Report – John Folchetti provides the July Engineer's report. Mr. Folchetti notes the quotations included in this month's report and asks for permission to execute the purchases as described. The first purchase is for \$60,000 for replacement of all filter modules. Clerk Hansen asks Mr. Folchetti if there is an economy of scale if we do all modules in one purchase. Mr. Folchetti says it is nominal and if we replaced module by module the cost impact will be less and can be spread out over the budget year. It is agreed that the module by module purchase is preferable to the entire module replacement at one time. The second quote is acceptable for immediate purchase. Trustee Stockburger motions to accept the July Engineer's report, Trustee Bryde 2nd all in favor 4 to 0.
 - 3.1.1. WWTP Proposal Evaluation. The clarifications asked for were received on 9/18/14 and Mr. Folchetti suggests the information needs some further review before a recommendation can be made.
 - 3.2. Police Report – Chief John Del Gardo delivers the July Police Report. Trustee Stockburger motions to accept the Police Report, Trustee Boissonnault 2nd all in favor 4 to 0. Deputy Mayor Piccini asks for an explanation of a "Clothes" job. Chief Del Gardo says it was when an officer has to accompany an individual to retrieve their clothes and belongings after an order of protection is issued. Trustee Bryde asks the locations of vehicle accidents. Trustee Bryde asks about the sidewalk collapse. Chief Del Gardo says the collapse was at the edge of the wall reconstruction near 125 Main Street. Trustee Bryde asks where the "Noise" complaints originated and what caused them. Two were just outside the Village, one on Carmel Ave and they were all due to loud

music. Trustee Bryde asks about the level 3 sex offender who moved into the Village. Chief Del Gardo says no one placed him here; he came of his own volition. Trustee Bryde asks if we are hearing from the neighbors. Chief Del Gardo says yes. Chief Del Gardo advises people to stay away from him and leave it to the Police to handle any issues that arise and also to keep us informed of their ongoing concerns. Chief Del Gardo says he spoke with the State Department of Justice and there are limitations on what actions a local government can take to address this situation. Trustee Bryde asks if it makes a difference if he is on parole. Chief Del Gardo says no, he is not on parole, he is on his own and there are few limitations that can be placed on the individual. Even after parole the designation of level 3 sex offender remains with him for life. Trustee Boissonnault suggests we allow the public to comment at this time as there are a large number of neighbors from Allview Avenue and Meadow Lane in the audience. The Board concurs and will allow comment shortly. Trustee Bryde notes the Police did a wonderful thing by pulling a fisherman in peril from the East Branch of the Croton River. Trustee Boissonnault tells the public the Board members are all concerned about the sex offender in our community. Dave Kulo asks if the public school bus stops are on the Police patrol schedule. Chief Del Gardo says he is getting a bus schedule so the Police can be present at all pickups and discharges. Florence Neubauer says it is extremely upsetting and she has expressed her extreme concern for the safety of her two children to numerous elected officials and agencies. Ms. Neubauer observes him walking up and down the street during the day and finds it very unsettling, as if he is prowling. Chief Del Gardo says the police will be there to stay with the children if there is no parent or guardian to take charge of the child's welfare. The School Bus is also not supposed to leave children at the bus stop unattended. Randy Neubauer says the sex offender's "rap" sheet is disgusting and this imposes an exceptionally extreme hardship financially and emotionally on the residents in the area. Renee Diaz says this individual is a sick individual and she believes that he will reoffend and it is just a matter of time. Ms. Diaz adds that this situation is totally unacceptable. Deputy Mayor Piccini says the Board is consulting with our attorney on potential actions the Village can take and additional protections that can be put in place. Trustee Boissonnault reminds the public that our police force is around the clock. Trustee Bryde lauds Chief Del Gardo for all the work he has done on this issue already by getting the information out to the community through multiple channels. Deputy Mayor Piccini asks if the bike & hike trail considered a park. Counsel Molé says he will find out if that can be used in this instance. Trustee Boissonnault says there is an after school drop-off facility run by Green Chimneys that might be too close to the residence in question. Counsel Molé will inquire to verify use and distance. Chief Del Gardo reminds the public to call both his cell phone and 911 if there is any perceived threat, trespass, or other. Trustee Stockburger asks where the burglary and larceny took place. Chief Del Gardo says larcenies were in the Village, burglaries were outside the Village. As the motion to accept the Police report has been made and seconded, all in favor 4 to 0.

- 3.3. Code Enforcement Report – Holding this report over to the September 17th meeting when both July and August will be reviewed.
- 3.4. Planning Board Report – David Kulo delivers the July Planning Board Report. Mr. Kulo explains some of the concerns the Planning Board has in relation to the St. Lawrence renovations, one of which is hours of activity. Trustee Piccini asks if other construction projects abide by the same time constraints as we want to be consistent in how the law is applied. Trustee Stockburger motions to accept the July Planning Board Report, Trustee Boissonnault 2nd all in favor 4 to 0.
- 3.5. Zoning Board of Appeals Report – not present. The last report provided to the Board was for June & July.
4. Pattern for Progress proposal – Extension of the existing contract. \$20,000 for 12 additional months. Deputy Mayor Piccini motions to authorize the expenditure of \$20,000 and extend the contract for the provision of professional services for another year and authorizes Mayor Schoenig to sign on behalf of the Village, Trustee Stockburger 2nd all in favor 4 to 0.
5. Suburban Carting contract changes – Suburban Carting is pursuing collection of additional charges from properties that have containers. The properties are not willing to pay Suburban anything extra and state they will put individual cans out before they would pay a fee. The Village will absorb the \$20 per month per property to prevent the excess trash cans on Main Street and elsewhere. Deputy Mayor Piccini motions to authorize the additional monthly fee of \$20 per "container" service location (total of 13: 12 Front load, 1 Rear load), amounting to \$260 additional in charges per month to Suburban Carting starting retroactively on June 1, 2014, Trustee Stockburger 2nd all in favor 4 to 0.
6. Standard Workday and Reporting Resolution, revision 2 – Deputy Mayor Piccini motions to approve the revised standard workday and reporting resolution, Trustee Stockburger 2nd all in favor 4 to 0.

7. Comprehensive Plan Committee meetings and Board of Trustee Work Sessions – 2 per month in Sept. & Oct. (9/10 & 9/24, 10/8 & 10/22, 7-830PM, at Village Hall 50 Main St. Brewster, NY 10509) – Deputy Mayor Piccini motions to notice additional Village Board of Trustees work sessions for the Comprehensive Plan Committee meetings to those already scheduled for September and October at Village Hall 50 Main Street, Brewster, NY 10509 and notice the same, Trustee Bryde 2nd all in favor 4 to 0.
8. Parking meter installation, 55 Main St. – Trustee Stockburger motions to install a parking meter in front of 55 Main St where the curb cut is located but no longer needed, Trustee Bryde 2nd all in favor 4 to 0.
9. Minutes for approval –
 - 9.1. 06 August 2014 Regular Meeting Minutes - Trustee Bryde motions to approve the August 6, 2014 minutes as written, Trustee Boissonnault 2nd all in favor 3 to 0, Trustee Stockburger abstains as she was absent.
 - 9.2. 13 August 2014 Special Meeting Minutes - Trustee Bryde motions to approve the August 13, 2014 Special Meeting minutes, Trustee Stockburger 2nd all in favor 3 to 0. Trustee Boissonnault abstains as he was absent.
10. Correspondence sent - received for July, 2014 Deputy Mayor Piccini motions to accept correspondence sent and received for July, Trustee Boissonnault 2nd all in favor 4 to 0.
11. Vouchers Payable – Trustee Bryde reviewed the vouchers and found everything in order.

11.1. A	General	\$48,331.94
11.2. C	Refuse/Garbage	1,146.38
11.3. EN	Engineering & Professional Fees	1,000.00
11.4. F	Water	32,946.03
11.5. G	Sewer	31,539.34
11.6. TA	Trust & Agency	<u>4,080.07</u>

Total Vouchers Payable \$119,043.76

Deputy Mayor Piccini motions to approve Vouchers Payable as listed, Trustee Stockburger 2nd all in favor 4 to 0.

12. Other Business

- 12.1. Trustee Stockburger notes the hanging flower baskets look unsightly and she will look at something different next year. Trustee Bryde asks if the baskets are watered often enough. Trustee Stockburger does not know if it is a watering issue or something else but believes that Carmel waters theirs every day. Trustee Bryde notes the unsightly condition applies to all hanging baskets.
- 12.2. Trustee Bryde reminds Clerk Hansen that we want to do the Ossining Open Door proclamation for Lindsay Farrell, President & CEO of Open Door for presentation on September 16th.
- 12.3. Trustee Bryde reminds the public that there are Public Hearings for local law 2 and 3 scheduled on September 3, 2014 here at Village Hall beginning at 7:30 PM.
- 12.4. Trustee Bryde notes that there was a complaint received at our last meeting about the deliveries being impacted from the construction on Main St. While problem was voiced we did our own investigation and found no information to support the complaint. Drivers from a variety of sources said they adjusted to the route 6 closing and everything is running smoothly from their perspective.
- 12.5. Trustee Boissonnault notes the Bailey Park is not mowed and the sidewalks from there to Old Carmel Avenue and many of the sidewalks throughout the Village are growing weeds and are quite unsightly. Clerk Hansen will ask Code Enforcement to inspect and enforce property maintenance law throughout the Village and DPW to remediate the areas where the street meets the curb. The holiday tree area needs to be cared for as well.
- 12.6. Deputy Mayor Piccini notes the Diverting Reservoir Trail opening ceremony is at 11:30 on Friday August 22nd, can anyone attend? Trustee Stockburger will attend.

13. New Business

- 13.1. Trustee Stockburger says we have purchased two different stickers, a 911 sticker and a junior police officer badge that can be handed out on Founder's Day.
- 13.2. Trustee Bryde reminds the public that the Envision Brewster meeting scheduled for September 4, 2014 is at Wells Park
- 13.3. Trustee Bryde asks if we have been requested to help promote the film festival? There are multiple locations inside and outside the Village. Generally, Bob Dumont has performed all the advance marketing for the festival.
- 13.4. Trustee Bryde asks about the NYSEG emergency drill that Clerk Hansen attended on Friday August 8, 2014. Clerk Hansen says the roundtable discussions were very helpful and devising new ways to enhance communications between municipalities and NYSEG. In addition we learned that the power lines, transformers, circuits and some substations are not monitored at all. NYSEG relies on telephone reporting of outages and asks

callers to identify any poles or wires down or other physical characteristics. NYSEG then uses the telephone information to build a map of the outage and determine the extent so they can dispatch the appropriate crews. This information should be publicized broadly so the response to power outages is as informative as possible as quickly as possible. Customers should not rely on someone else to report the outage. It is vital that everyone without power report the condition and put eyes on the poles, wires, transformers, etc., provide as much additional information as possible to help NYSEG restore power more quickly.

13.5. Deputy Mayor Piccini asks about the parade permit for Fuente de Gracia. They did not show up for tonight's meeting but the event is still happening as far as we know. This would be a public safety concern if 400 people show up.

14. Public Comment

14.1. Jack Gress says the Farmer's Market is running smoothly and Founders Day is on track. We are looking forward to another successful Founder's Day on September 7th.

14.2. Rick Stockburger as Village parking enforcement officer thanks the Board for approving the parking meter at 55 Main. Mr. Stockburger notes quasi area between Bobs and One Main Street that is not big enough for a parking spot but people still park there and obstruct the free flow of traffic. Mr. Stockburger asks DPW to cross hatch that "space" so no one parks there.

15. Deputy Mayor Piccini motions to adjourn at 9:33, Trustee Bryde 2nd all in favor 4 to 0.



Evoqua Water Technologies LLC
55 Technology Drive, Suite 201
LOWELL MA 01851

Sold-to address:
SEVERN TRENT SERVICES INC
1961 RT 6 R3
CARMEL NY 10512

Quotation

Order Date: 07/17/2014
Sales Order No.: 10084166
Customer No.: 1053077
Customer PO No.: QUOTE: GC-1400717-2
Incoterms (part 1): FOB Free on board
Incoterms (part 2): Free on board
Payment Terms: within 30 days Due net
Sales Rep: EVOQUA WATER TECHNOLOGIES LLC
Contact Person: Gene Cerilli
Phone Number: 724-640-5933

Valid from date: 07/17/2014
Valid to date: 08/17/2014
Requested Shipping date: 07/17/2014

Line Item	Material Description	Old Part Number	Origin	Qty./UOM	Unit Price	Total Price Currency USD
001000	W3T310440 MODULE, SPARE L10N WF2 PVDF ECCN: EAR99 HTS: 8421990040	120406,06/MEMCOR	AU	48 EA	1,250.00	60,000.00

For domestic shipments the following applies:

These commodities are sold for domestic consumption. Any export of these commodities must be made in accordance with applicable US laws.

For export shipments from the US the following applies:

These commodities, technology or software (items) were exported from the United States in accordance with the Export Administration Regulations Diversion contrary to US law is prohibited. These items are not to be used directly or indirectly in prohibited nuclear chemical/biological or missile weapons activities.

Applicable shipping, handling, and taxes
to be added at time of invoicing.

Net Total 60,000.00 USD
Shipping & Handling to be Added

Ship-to address
VILLAGE OF BREWSTER WWTP
40 PARK ST
BREWSTER NY 10509-1518

Bill-to address
SEVERN TRENT SERVICES INC
1961 RT 6 R3
CARMEL NY 10512

QUOTATION**QUOTATION NUMBER**
(PLEASE REFER TO THIS NUMBER WHEN ORDERING)**DHA- 601798****DATE** 9/20/2013**REFERENCE**

Parts for 4700

This document is offered on the express condition that the terms stated below and on the attached are the exclusive terms and conditions of any resulting transaction.

Mike Schiffer
Village of Brewster

PLEASE ADDRESS PURCHASE ORDER TO:

Teledyne Isco
c/o **Dave Heiner Assoc.**
3799 Route 46 Suite 102
Parsippany, NJ 07054

Phone**Fax****Phone** 973-299-9990**Fax** 973-299-9988

Item	Quantity	Catalog Number	Description	Unit Price	Total Price
1	2	695804054	Temperature sensor wiring assembly (for use with 5800 and in place of #694704054 on 4700's)	172.00	344.00
2	2	604704028	Replacement refrigeration assembly, 117 volt, compressor included	828.00	1656.00
3	2	FREIGHT11	Standard Ground Freight Rate (For Refrigerators/Portable Transportable Samplers, per each)	175.00	350.00
4	1	INSTALL	Service call to install above equipment.	1400.00	1400.00
				TOTAL	3750.00

Shipping costs may change if shipping to more than one location. See www.isco.com for anti-boycott statement. This quotation is invalid if the product is to be used outside the United States.

Seller's Offer, and any order issued by Buyer to Seller for the goods and/or services specified herein, is strictly limited to Seller's Terms and Conditions of Sale, which can be found at www.isco.com.

Prices are F.O.B. Factory - Prepaid and Added.

These prices are valid for 30 days.

Charges for expedited or premium transportation shall be for the account of the purchaser.

Estimated shipment 2 week(s) after receipt of order.

By: _____

Prices include packing for domestic shipment.

Jeff Heiner

Any applicable sales tax is not included unless noted.

Sales

**Teledyne
Isco**

Teledyne Isco
4700 Superior Street
Lincoln, NE 68504-1398

Phone: (800) 228-4373
Phone: (402) 464-0231
FAX: (402) 465-3022

Federal I.D. No.: 95-4888283
Duns No.: 07-832-7063

**VILLAGE OF BREWSTER
MONTHLY PROGRESS REPORT**

1. <u>GENERAL INFORMATION</u>		
Report No: 8 of 2014	Date: 8/20/2014	Contract No:
Facility Name: VOB / Tonetta Brook Tributary Stormwater Retrofit Project		

2.	ENGINEERS STATUS OF PROJECT ((Narrative description of the Upgrade Project tasks (and subtasks) undertaken by the Engineer as set forth in the Engineer's Contract and Scope of Work including) :
a.	Activities completed this month (attach additional pages as needed):
	<ul style="list-style-type: none"> Project is Substantially Complete Project is 100% complete at 105% of the budget
b.	Status of activities in progress this month (attach additional pages as needed):
	<ul style="list-style-type: none"> Completed plantings and punchlist items
c.	Activities scheduled (attach additional pages as needed):
	<ul style="list-style-type: none"> Re-Hydroseed

VILLAGE OF BREWSTER MONTHLY PROGRESS REPORT

1. <u>GENERAL INFORMATION</u>		
Report No:	8 of 2014	Date: 8/20/2014
Facility Name:		VOB / Wells Brook Stormwater Retrofit Project

[illegible]

**VILLAGE OF BREWSTER
MONTHLY PROGRESS REPORT**

1. <u>GENERAL INFORMATION</u>		
Report No: 8 of 2014	Date: 8/20/2014	Contract No:
Facility Name: VOB / EPA Stormwater Phase II Regulations		

[illegible]

**VILLAGE OF
BREWSTER POLICE
DEPARTMENT
MONTHLY REPORT
JULY 2014**

**POLICE CHIEF
John Del Gardo**

VILLAGE OF BREWSTER POLICE DEPARTMENT

MONTHLY REPORT

TO: Mayor James Schoenig - Board of Trustees
FROM: Police Chief John Del Gardo
RE: Monthly Report July 2014

TICKETS	
Uniform Traffic Tickets:	147
Parking Tickets:	116
Local Ordinance:	9

TOTAL TICKETS	272
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TAXI INSPECTION	28
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ARRESTS

Peiffer	D.W.I.
Peiffer	D.W.I.
Wenzel	D.W.I.
Peiffer	Suspended License
Moore	Criminal Mischief

TOTAL ARRESTS	5
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SECURITY VISITS PATROL

Sewer:	206
Water Tank:	190
Well Field:	147

SECURITY VISITS	543
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FOOT PATROL HOURS

Main Street:	149
M.T.A Station:	120
Residential:	11

TOTAL HOURS	280
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Administration:	23
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911 CALLS	70
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Walk in-Pickup Compls	30
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Assists:	26
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Court Hours Village	24
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Court Hours S.E.	66
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VEHICLE	REPAIRS
	\$152

MILEAGE

7K-245	1518
7K-246	1697
1065	1102
7K-241 K-9	469
Mileage Total:	4786

Fuel:	649
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PEO Stockburger	Tickets:	27
	Hours	51

PEO Gianguzzi	Tickets:	22
	Hours:	13

(Security Detail) 2 Officers

(Security Detail) 2 Officers

911 DISPATCHED CALLS – 70

AIDED CASE – 15
BURGLARY - 2
LARCENY - 3
VEHICLE ACCIDENT – 4
WATER RESCUE - 1
911 HANG UP – 1
DISPUTE – 6
STREET FIGHT - 2
BURGLARY ALARM – 3
TRESPASS - 1
FIRE ALARM – 5
GAS LEAK - 2
SIDEWALK COLLAPSE - 1
SUSPICIOUS MALE – 2
SUSPICIOUS VEHICLE - 1
INTOX MALE – 3
VEHICLE PURSUIT - 1
ERRATIC DRIVER - 2
TREE DOWN - 2
WIRES DOWN - 3
NOISE COMPLAINT - 3
LOOSE DOG - 1
STRANDED MOTORIST - 1
DISABLE VEHICLE - 1
WELFARE CHECK - 2
CLOTHES JOB - 1
LOST PROPERTY - 1

VILLAGE OF BREWSTER POLICE

SELECTIVE TRAFFIC ENFORCEMENT

JULY 2014

CELL PHONE - 25

SEAT BELTS - 7

SPEEDS - 2

STOP SIGN - 35

D.O.T. TRUCK ENFORCEMENT - 20

VTL ARRESTS - 1

RED LIGHT - 2

FAIL TO YIELD PEDESTRIAN - 2

SCHOOL BUS - 0

TOTAL - 94

Village of Brewster Planning Board – July 2014 Report
David P. Kulo Jr.
Chairman

Public Hearing

- **Saint Lawrence O'Toole** – 67.26-2-15(16) Public site plan review. The applicant was not present and there was no comment from the public regarding this application.

Regular Meeting July 22, 2014

Board Members in Attendance:

David Kulo, Chair
Renee Diaz
Tyler Murello
George Gaspar
Rick Stockburger

Board Member Absent:

New Business:

None.

Pending Business:

A&R Service Center – 67.35-1-30 – Mr. Nixon presented an application that involved an additional bay for car washing and not for repairs. Water usage and discharge issues still needed to be resolved with the Village engineer. These plans should be finalized by the next PB meeting. The building's final rendering plans include brick face and windows that would complement the existing structure. No car wash systems or changes to the lighting. This would be a Type II action under SEQR.

22 Garden Street & 14 Eastview Avenue. 67.27-1-1 and 67.26-2-26. This application is a lot line adjustment. The PB approved resolution to waive site plan on this minor subdivision under Village Code 263-21R effective July 22, 2014. The PB approved the lot line adjustment.

Saint Lawrence O'Toole – 67.26-2-15 (16)

There was several issues discussed about the site plan without the applicant or architect present. Issues included height of lighting fixtures set at different elevations, water run-off and/or retention on the site, water discharge onto street, more lawn than pavement and sediment control. In addition demolition hours needed to be address and the parking of construction vehicles in order not to unreasonable impact the neighbors. The PB will make a determination on the appropriate hours. The PB agreed that under SEQR this application is a Type II action.

David Kulo
Chairman, Planning Board
August 20, 2014